



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

CHARLES D. JAQUAYS

Group Art Unit: 1755

For: Building and Other Materials
Containing Treated Bauxite Tailings
and Process for Making Same

Examiner: Marcantoni, Paul D.

Serial No. 10/690,729

Filed: 10/23/2003

AMENDMENT ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION

This Amendment is filed in response to the examiner's final office action of July 8, 2005.

IN THE SPECIFICATION

Please see the attached Amendments To Specification (37 CFR 1.121b).

IN THE CLAIMS:

Claims 1-28 are hereby cancelled, without prejudice. New claims 29-44 are now in this application.

Please see the attached Complete Listing Of All Claims Ever Presented (37 CFR 1.121c).

REMARKS

Cancelled claims 1-28 were rejected under 35 USC 102(a, b, and e) as anticipated by, or in the alternative under 35 USC 103(a) as obvious over Jaques et al. '352 or Iwu '567. These rejections are respectively traversed, and it is submitted that new claims 29-44, presented herewith, are patentable over Jaques et al. and/or Iwu.

Each of applicant's new claims 29-44 provides for the use of sulfuric acid as the primary reagent and further provides for not removing the resulting sodium sulfate that is formed from